

GOVERNMENT OF ANDHRA PRADEH
A B S T R A C T

Prisons Department – National Human Rights Commission New Delhi – Case No.559/1/2003-2004/FC – Police firing on Remand Prisoner Sri D.Lakshmi Prasad, while performing journey from Hyderabad to Vinukonda of Guntur District – Sanctioned an amount of Rs.20,000/- as interim relief to the father of the deceased – Commission recommended for sanction of an amount of Rs.1.30 lakhs to the next of kin of the deceased – Orders – Issued

HOME (PRISONS.C.HRC) DEPARTMENT

G.O.RT.NO. 1490

DATED: 02-09-2009

Read the following:-

- 1.Letter No.9852/Pri.C.HRC/2007-9, dated 06-11-2008.
- 2.From the Collector & District Magistrate, Guntur District, Rc.779/04-C1, dated 08-10-2008.
- 3.From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, in Case No.559/1/2003-2004/FC, dated 22-07-2009.
- 4.From the Joint Secretary to Government (Law & Order), General Administration (HRC) Department, D.O.Letter No.105/HRC/A1/2009-1, dated 04-07-2009.
- 5.From the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, D.O.Letter No.SB3/1291/Addl.IR/2005, dated 22-04-2009.

O R D E R:

In the reference first read above, orders have been issued by the Government sanctioning an amount of Rs.20,000/- towards payment of interim relief to the father of the deceased, Late D.Lakshmi Prasad, while performing journey from Hyderabad to Vinukonda. The Collector & District Magistrate, Guntur District, vide letter second read above has stated that the interim relief of Rs.20,000/- has already been disbursed to Sri D.Galeiah, father of the deceased U.T.Prisoner D.Lakshmi Prasad and also furnished the proof of payment.

2. The Joint Secretary to Government (Law & Order), General Administration (HRC) Department, vide D.O.Letter fourth read above, while furnishing the copy of letter No.397/1/1005-2006-CD/M-3, dated 04-07-2009, received from the Assistant Registrar (Law), National Human Rights Commission, New Delhi, has stated that the National Human Rights Commission, New Delhi, after considering the reports submitted by the State Authorities, has observed that the amount of Rs.20,000/- is grossly inadequate for the loss of a human life if the police had taken care to handcuff the prisoner, he would not have thought of making an escape from police custody, the number of fire arm entry wounds observed on the body of the deceased indicate an intention to kill and dilute the story of self-defence, and the next of kin of the deceased definitely deserve some reasonable solace in monetary terms and recommended to the Government to pay a sum of Rs.1.50 lakh to the next of kin of the deceased and Rs.20,000/- which has already been paid may be adjusted. The Commission has also directed the Chief Secretary to submit compliance report with proof of payment within eight weeks i.e. on or before 21-08-2009.

P.T.O

3. The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, vide letter fifth read above, has stated that the interim relief of Rs.20,000/- sanctioned by the Government has already been drawn and paid to Sri D.Galeiah, father of the deceased U.T.Prisoner D.Lakshmi Prasad and now the National Human Rights Commission, New Delhi, in its letter, dated 22-07-2009 has recommended for payment of monetary relief of Rs.1,50,000/- to the next kin of the deceased duly deducting Rs.20,000/- from the 1.50 lakhs which was earlier sanctioned to him. He has, therefore, requested the Government to sanction of an amount of Rs.1,30,000/- as additional compensation to the father of the deceased Remanded Prisoner from the Contingency Fund of Andhra Pradesh, as there are no funds under the relevant Head of Account. He has also stated that the expenditure is debitabale to the Head of Account "2056 Jails – MH 101 Jails – SH (04) Jails – 500 Other Charges – 501 Compensation (Charged)".

4. Government after careful examination, hereby accord sanction for an amount of Rs.1,30,000/- (Rupees one lakh thirty thousands only) (Rs.1,50,000/- - Rs.20,000/- already released) towards payment of additional compensation to the legal heirs of the deceased U.T.Prisoner D.Lakshmi Prasad, as directed by the National Human Rights Commission, New Delhi, in Case No.559/1/2003-2004/FC.

5. The amount sanctioned in para (4) above, shall be debited to the Head of Account "M.H.8000 – CF - 2056 Jails – MH 101 Jails – SH (04) Jails – 500 Other Charges – 501 Compensation (Charged)", during the financial year 2009-10, and shall initially be met by way of an advance from the Contingency Fund, orders regarding which will be issued by the Finance (BG) Department, separately.

6. The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, is authorized to draw the amount sanctioned in para (4) above and place at the disposal of the Collector & District Magistrate, Guntur District, for making payment to Sri D.Galeiah, father of the deceased U.T.Prisoner D.Lakshmi Prasad and submit compliance report along with the proof of payment.

7. The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, shall send necessary proposals for obtaining Supplementary Grant at an appropriate time during the current financial year 2009-2010, towards recoupment of advance from the Contingency Fund.

8. The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, shall take further action accordingly.

Contd. P.3/-

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9. This order issues with the concurrence of the Finance (Exp.Home) Department, vide their U.O.No.21024/248/A2/Exp,H&L/2009, dated 31-08-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJAY MISRA,
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Director General and Inspector General of Prisons and
Correctional Services, A.P., Hyderabad.

Copy to:

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Accountant General, (A&E), A.P., Hyderabad.

The District Treasury Officer, Hyderabad.

The Collector & District Magistrate, Chittoor District.

The Assistant Registrar (Law), National Human Rights Commission,
Faridkot House, Copernicus Marg, New Delhi.

The General Administration (HRC) Department.

The Finance (Exp.H&L) Department.

The Finance (BG) Department.

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER